

DOCKETED	
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Project Title:	Morton Bay Geothermal Project (MBGP)
TN #:	260088
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CALIFORNIA ENERGY COMMISSION

715 P Street
Sacramento, California 95814
energy.ca.gov
CEC-70 (Revised 7/2022)



*APPLICATION FOR CERTIFICATION
FOR THE:*

Morton Bay Geothermal Project

Docket No. 23-AFC-01

**ORDER GRANTING PETITION TO INTERVENE FILED BY
JOBS TO MOVE AMERICA**

Upon consideration of the Petition to Intervene (Petition)¹ filed by Jobs to Move America (JMA or Petitioner) in the application for certification (AFC) proceeding for the proposed Morton Bay Geothermal Project (Morton Bay, or Project),² the California Energy Commission (CEC) committee designated to conduct proceedings in this matter (Committee)³ makes the following findings:

1. On October 9, 2024, the Petition was filed by:

Jobs to Move America
Paul L. More
McCracken, Stemerman & Holsberry, LLP
475 14th Street, Suite 1200
Oakland, CA 94612
pmore@msh.law
415-597-7200

¹ The AFC and all filed documents related to the Morton Bay proceeding are available via the "Docket Log (23-AFC-01)" link on the [Morton Bay proceeding's web page](https://www.energy.ca.gov/powerplant/steam-turbine/morton-bay-geothermal-project-mbgp) at <https://www.energy.ca.gov/powerplant/steam-turbine/morton-bay-geothermal-project-mbgp>. The petition is TN 259495.

² The AFC comprises many separate documents filed in the docket beginning April 4, 2024, e.g., Volume 1 is TN 249723.

³ On May 31, 2023, the CEC adopted an order appointing the following committee: Commissioner Gallardo as Presiding Member and Commissioner McAllister as Associate Member. (TN 250451.)

2. The Petition contains the information required by the CEC's regulations.⁴
3. JMA's Petition states JMA intends to participate in all topics relevant to the CEC's consideration of the Project including, but not limited to air quality, biological resources, greenhouse gas emissions, cultural and tribal cultural resources, hazardous waste, public health, worker safety, socioeconomics, water resources, environmental justice, and transportation. JMA reserves the right to participate in other topics as well.⁵
4. No opposition to the Petition has been filed, and the deadline for such opposition was October 23, 2024.
5. Petitioner has demonstrated a bona fide interest in the Project and has demonstrated possession of information or expertise that may help the Committee in preparing a proposed decision.
6. Petitioner's stated interests are relevant to the above-captioned proceeding.
7. The Committee has discretion to grant intervention to the degree that it finds intervention reasonable and relevant. The Presiding Member or Committee may impose conditions on all intervenors' participation to promote the orderly conduct of the proceeding.
8. JMA requests permission to participate in all aspects of this proceeding including discovery, workshops, testimony, briefing, and cross examination of witnesses. The Committee notes that at this point discovery is closed and will not be reopened.

THEREFORE, the Committee **ORDERS** that the Petition be **GRANTED** and that Petitioner may participate on the following topic areas as requested:

- **air quality**
- **biological resources**
- **greenhouse gas emissions**
- **cultural and tribal cultural resources**
- **hazardous waste**
- **public health**
- **worker safety**
- **socioeconomics**
- **water resources**
- **environmental justice**
- **transportation**

⁴ Cal. Code Regs., tit. 20, § 1211.7, subd. (a).

⁵ TN 259495, p. 5.

The Committee further **ORDERS** that Petitioner's name be placed upon the Project's Proof of Service List as an intervenor. Petitioner may exercise the rights and shall fulfill the obligations of a party as set forth in all orders issued in the proceeding and California Code of Regulations, title 20, section 1211.7(a). Deadlines and other matters shall not be extended or changed by the granting of the Petition.⁶

Petitioner's intervention is subject to modification at the discretion of the Presiding Member or the Committee. The CEC welcomes and values intervenor participation in its energy facility siting process. The Public Advisor's webpage [Public Participation in Siting Cases](https://www.energy.ca.gov/programs-and-topics/topics/power-plants/public-participation-siting-cases) can be found at <https://www.energy.ca.gov/programs-and-topics/topics/power-plants/public-participation-siting-cases>. Portions of the [CEC's regulations](#) relating to power plant siting cases (Title 20) can be found at <https://www.energy.ca.gov/programs-and-topics/topics/power-plants/power-plant-siting-certification-title-20>.

As an intervenor, Petitioner is required to file and serve documents on other parties and to follow the CEC's procedures and orders regarding presenting witnesses and evidence. Petitioner is further required to review the rules regarding filings, the rules of evidence that apply at the Evidentiary Hearings, and the rules prohibiting off-the-record contacts with commissioners, their advisors, or the hearing officer(s) about the Project. Petitioner's failure to fulfill these responsibilities may result in the Committee limiting or precluding Petitioner's participation in the proceedings.

PUBLIC ADVISOR AND OTHER CEC CONTACTS

The CEC's Office of the Public Advisor, Energy Equity and Tribal Affairs (Public Advisor) assists members of the public with participating in CEC proceedings. For information on how to participate in this proceeding, please contact the Public Advisor at publicadvisor@energy.ca.gov, or (916) 957-7910. Requests for interpreting services, reasonable accommodations, and other modifications should be made as soon as possible and at least five days in advance. The CEC will work diligently to meet all requests based on the availability of the service or resource needed.

Direct questions of a procedural nature to the assigned Hearing Officers:

Ralph Lee, (916) 776-3408, ralph.lee@energy.ca.gov.

Chad Oliver, (916) 891-8569, chad.oliver@energy.ca.gov.

Direct technical subject inquiries concerning the proceeding to the Project Manager, Eric Veerkamp, at STEPsiting@energy.ca.gov or (916) 661-8458.

Direct media inquiries to mediaoffice@energy.ca.gov or (916) 654-4989.

⁶ Cal. Code Regs., tit. 20, § 1211.7, subd. (d).

Availability of Documents

All documents filed in this proceeding will be posted in the docket by selecting the following link on the [Morton Bay proceeding's web page](https://www.energy.ca.gov/powerplant/steam-turbine/morton-bay-geothermal-project-mbgp) at <https://www.energy.ca.gov/powerplant/steam-turbine/morton-bay-geothermal-project-mbgp>, or scan (use the camera on your mobile device and hold it over the QR code) the following QR code:



Automated Email Notifications

Any person may subscribe to receive an automated email when a document is filed in a proceeding. Parties who are on the Proof of Service List will receive these automated emails and do not need to additionally subscribe.

The web page for the proceeding, listed above, provides a link to subscribe for automated email notifications, or you may [manage automated email subscriptions](https://www.energy.ca.gov/subscriptions) at <https://www.energy.ca.gov/subscriptions>, or scan the following QR code:



IT IS SO ORDERED.

Dated: November 15, 2024

APPROVED BY:

Noemí Otilia Osuna Gallardo
Commissioner and Presiding Member of the
Morton Bay Committee